

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LINEAR TECHNOLOGY CORPORATION,)
)
Plaintiff,)
) C.A. No. 06-476-GMS
v.)
) **JURY TRIAL DEMANDED**
MONOLITHIC POWER SYSTEMS, INC.,)
)
Defendant.)

**MONOLITHIC POWER SYSTEMS' MOTION TO BIFURCATE THE QUESTIONS OF
THE AVAILABILITY AND ENFORCEABILITY OF THE \$3 MILLION LIQUIDATED
DAMAGES PROVISION IN THE SETTLEMENT AND LICENSE AGREEMENT**

Monolithic Power Systems ("MPS") respectfully moves this Court for an Order bifurcating the questions of the availability and enforceability of the \$3 million liquidated damages provision in the settlement and license agreement. The grounds for the Motion are set forth in the accompanying Memorandum in Support. A proposed Order is attached hereto.

The parties conferred on this Motion, and Plaintiff opposes the relief requested herein.

Respectfully submitted,

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Dated: April 25, 2008
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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on April 25, 2008, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on April 25, 2008, the attached document was Electronically Mailed to the following person(s):

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ORDER

Having considered Monolithic Power Systems' Motion To Bifurcate the Questions of the Availability and Enforceability of the \$3 Million Liquidated Damages Provision in the Settlement and License Agreement,

IT IS HEREBY ORDERED this _____ day of _____, 2008, that the Motion is GRANTED.

Chief Judge Gregory M. Sleet